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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 EUGENE EVERETT WELCH,

11 Plaintiff,

No. CIV S-03-0072 LKK JFM P

12 vs.

13 CALIFORNIA DEPARTMENT OF  
14 CORRECTIONS, et al.,

15 Defendants.

ORDER

16 Plaintiff is a state prisoner proceeding pro se with a civil rights action pursuant to  
17 42 U.S.C. § 1983. By order filed September 28, 2006, the district court granted defendants'  
18 motion for summary judgment on plaintiff's claim for monetary damages, denied without  
19 prejudice defendants' motion for summary judgment on plaintiff's claims for declaratory and  
20 injunctive relief, and referred the matter back to the undersigned for further proceedings.

21 Good cause appearing, IT IS HEREBY ORDERED that the parties are granted  
22 thirty days from the date of this order in which to file and serve further motions for summary

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judgment. Any such motion shall be briefed in accordance with the provisions of Local Rule 78-230(m) and this court's order filed February 18, 2003.

DATED: October 26, 2006.

  
UNITED STATES MAGISTRATE JUDGE

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